

Appl. No. 10/016,532  
Response dated August 26, 2004  
Reply to Office Action dated June 2, 2004

### REMARKS/ARGUMENTS

Applicants would like to thank the Examiner for the careful consideration given the present application. The application has been carefully reviewed in light of the Office action, and amended as necessary to more clearly and particularly describe the subject matter which applicants regard as the invention.

Applicants acknowledge with appreciation the allowance of claims 2, 4-7, 9, and 17 and the indicated allowability of claims 8 and 16 if rewritten into independent form. Claims 8 and 16 depend from claim 1, which is believed to be allowable for the reasons discussed herein. However, applicants reserve the right to cast claims 8 and 16 into independent form at a later date, if necessary.

Claims 1 and 3 were rejected under 35 U.S.C. 102(b) as being anticipated by Taylor (U.S. Patent No. 5,279,564). Traversal of this rejection is made for at least the following reasons. Claim 1 has been amended herein to clarify that the claimed radial wing is a single radial wing, rather than a plurality of radial wings. Taylor does not disclose an internal bolster having a first orientation generally aligned with a longitudinal axis of a tubular portion with a single radial wing wrapped into a generally cylindrical configuration, as required by amended claim 1. Rather, Taylor discloses a plurality of shape-memory elements 12 attached to a plurality of arms 22. The plurality of arms 22, when restrained against the cannula 12, are configured to circumscribe cannula 10. However, a single arm 22 is not wrapped into a generally cylindrical configuration. In fact, the configuration of the arm 22 does not change when restrained against the cannula 10, only the position of the arm 22 changes. As stated in the Office action, the Examiner interprets the term 'wrapped' to be 'to arrange or fold (something) about as cover or protection'. However, claim 1 requires that a single wing is wrapped into a cylindrical configuration. That is, the radial wing itself takes on a cylindrical configuration when wrapped. Accordingly, Taylor does not disclose each and every element set forth in claim 1. Withdrawal of this rejection is respectfully requested.

Claims 1 and 3 were rejected under 35 U.S.C. 102(b) as being anticipated by Semrad (U.S. Patent No. 4,986,810). Traversal of this rejection is made for at least the following reasons. Like Taylor, Semrad does not disclose a single radial wing wrapped

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into a generally cylindrical configuration, as recited in claim 1. Semrad discloses two wings 14 and 15. However, neither of the wings is wrapped into a cylindrical configuration. Each wing merely lays along a portion of a body of a catheter. Again, while the Examiner may interpret the term 'wrapped' to be 'to arrange or fold (something) about as cover or protection'; claim 1 requires that a single wing is wrapped into a cylindrical configuration. That is, the radial wing itself takes on a cylindrical configuration when wrapped. Neither of the wings of Semrad are wrapped into a cylindrical configuration. Thus, because Semrad does not disclose each and every element set forth in claim 1, Semrad does not anticipate claim 1. Withdrawal of this rejection is respectfully requested.

Claims 7, 11, 13, and 15 were previously withdrawn pursuant to a restriction requirement. However, such claims depend from generic claim 2, which has been allowed. Accordingly, allowance of claims 7, 11, 13, and 15 is respectfully requested.

In light of the foregoing, it is respectfully submitted that the present application is in a condition for allowance and notice to that effect is hereby requested. If it is determined that the application is not in a condition for allowance, the Examiner is invited to initiate a telephone interview with the undersigned attorney to expedite prosecution of the present application.

If there are any additional fees resulting from this communication, please charge same to our Deposit Account No. 16-0820, our Order No. 29462.

Respectfully submitted,  
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